

ORDER SUMMARY PAGE

Facility Name:	Bil-Dry Corp .
EPA ID: ✓	PAR000022194 .
Docket Number:	RCRA-III-264
Type of Action:	Administrative Complaint
RCRIS code: .	
Penalty assessed:	\$231,800
Date Signed:	30-Sep-96
EPA signature:	Maria P. Vickers
Facility signature:	
EPA compliance officer:	
ORC attorney:	Neil R. Bigioni
Regulations Violated:	failure to comply, haz waste determination
Federal Regulation	Comparable State Regulation
40 CFR 268.7(a)	270.1(a) - section 75.270(a)
40 CFR 268.50	262.11 - section 75.262(b)
	262.15(b) - section 75.265(e)(2)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
841 Chestnut Building
Philadelphia, Pennsylvania 19107-4431

September 30, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bill Rodgers, President
Bil-Dry Corporation
3505 West Grand River Avenue
Howell, MI 48843

Re: Resource Conservation and Recovery Act
Administrative Complaint, Compliance Order and
Notice of Opportunity for Hearing
EPA Docket No. RCRA-III-264

Dear Mr. Rodgers:

Enclosed is an Administrative Complaint, Compliance Order and Notice of Opportunity for Hearing ("Complaint") concerning an alleged violation of the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. § 6901 *et seq.*, by Bil-Dry Corporation ("Bil-Dry"). The Complaint is based upon facts ascertained during two inspections conducted by the United States Environmental Protection Agency ("EPA") on December 11, 1995 and April 9 to 10, 1996, and an inspection conducted by the Pennsylvania Department of Environmental Protection ("PADEP") on April 1, 1996, and PADEP's Notice of Violation ("NOV") issued on May 30, 1996 regarding Bil-Dry's facility located at 5525 Grays Avenue, Philadelphia, PA 19142 (the "Facility").

The Complaint should be read carefully to determine the alternatives available to you in responding to the alleged violations.

You must file an answer to the Complaint within thirty (30) days of your receipt of same. The Answer must specifically respond to each of the allegations in the Complaint. Failure to respond to the Complaint by specific Answer within thirty (30) days of your receipt of this document will constitute an admission of the allegations made in the

Complaint. Failure to file an Answer to the Complaint may result in the filing of a Motion for Default Order and the possible issuance of a Default Order imposing the penalties proposed in the Complaint without further proceedings.

You may choose to request a hearing to contest any matter set forth in this Complaint. Any hearing request must be included in the Answer to this Complaint. Whether or not a hearing is requested, you may discuss resolution of this case. A request for a settlement conference may be included in your Answer or you may contact the attorney assigned to this case:

Neil R. Bigioni, Esq. (3RC32)
U.S. Environmental Protection Agency
841 Chestnut Building
Philadelphia, PA 19107

Mr. Bigioni may be reached by telephone at (215) 566-2781, or via fax at (215) 566-2603.

Very truly yours,



Maria Parisi Vickers
Associate Director
Hazardous Waste Management Division
Office of RCRA Programs

Enclosure

cc: Glenn R. Matecun
General Counsel (with enclosure)

Joseph Mazza
General Manager (with enclosure)

Lydia A. Guy
Regional Hearing Clerk (3RC00)
(With originals of enclosure)

Ms. Zelma Maldonado (3HW10)

Nancy Roncetti (PADEP)



**ACKNOWLEDGEMENT OF NOTIFICATION
OF REGULATED WASTE ACTIVITY
(VERIFICATION)**

This is to acknowledge that you have filed a Notification of Regulated Waste Activity for the installation located at the address shown in the box below to comply with Section 3010 of the Resource Conservation and Recovery Act (RCRA). Your EPA Identification Number for that installation appears in the box below. The EPA Identification Number must be included on all shipping manifests for transporting hazardous wastes; on all Annual Reports that generators of hazardous waste, and owners and operators of hazardous waste treatment, storage and disposal facilities must file with EPA; on all applications for a Federal Hazardous Waste Permit; and other hazardous waste management reports and documents required under Subtitle C of RCRA.

EPA I.D. NUMBER

+
PAR000022194

09/03/96

INSTALLATION ADDRESS

BIL-DRY CORP
3505 W GRAND RIVER
HOWELL, MI 48843
GEORGE SODE SA ENGINEER

5525 GRAYS AVE
PHILADELPHIA, PA 19143

Please refer to the Instructions for Filling Notification before completing this form. The information requested here is required by law (Section 3010 of the Resource Conservation and Recovery Act).



Notification of Regulated Waste Activity

United States Environmental Protection Agency

Date Received
(For Official Use Only)

AUG 15 1996

I. Installation's EPA ID Number (Mark 'X' in the appropriate box)



A. First Notification

B. Subsequent Notification
(Complete item C)

C. Installation's EPA ID Number

PAR - . . . 22194

II. Name of Installation (Include company and specific site name)

BIL - DRY CORPORATION

III. Location of Installation (Physical address not P.O. Box or Route Number)

Street

5525 GRAYS AVENUE

Street (Continued)

City or Town

PHILADELPHIA

State

Zip Code

PA 19143 -

County Code

County Name

101 CITY OF PHILADELPHIA

IV. Installation Mailing Address (See Instructions)

Street or P.O. Box

SAME

City or Town

State

Zip Code

V. Installation Contact (Person to be contacted regarding waste activities at site)

Name (Last)

(First)

SODE

GEORGE

Job Title

Phone Number (Area Code and Number)

SA ENGINEER

517 - 546 - 8330

VI. Installation Contact Address (See Instructions)

A. Contract Address
Location Mailing Other

B. Street or P.O. Box



3505 W GRAND RIVER

City or Town

HOWELL

State

Zip Code

MI 48843 -

VII. Ownership (See Instructions)

A. Name of installation's Legal Owner

BIL - DRY CORPORATION

Street, P.O. Box, of Route Number

5525 GRAYS AVENUE

City or Town

PHILADELPHIA

State

Zip Code

PA 19143 -

Phone Number (Area Code and Number)

215 - 724 - 1000

B. Land Type

C. Owner Type

D. Change of Owner Indicator

(Date Changed)

Month Day Year

Yes

No

ID - For Official Use Only

VIII. Type of Regulated Waste Activity (Mark 'X' in the appropriate boxes; Refer to Instructions)

A. Hazardous Waste Activity

1. Generator (See Instructions)

- ☐ a. Greater than 1000kg/mo (2,200 lbs.)
☐ b. 100 to 1000 kg/mo (200-2,200 lbs.)
☒ c. Less than 100 kg/mo (220 lbs.)

2. Transporter (Indicate Mode in boxes 1-5 below)

- ☐ a. For own waste only
☐ b. For commercial purposes

Mode of Transportation

- ☐ 1. Air
☐ 2. Rail
☐ 3. Highway
☐ 4. Water
☐ 5. Other - specify

3. Treater, Storer, Disposer (at installation) Note: A permit is required for this activity; see Instructions.

4. Hazardous Waste Fuel

- ☐ a. Generator Marketing to Burner
☐ b. Other Marketers
☐ c. Boiler and/or Industrial Furnace

- ☐ 1. Smelter Deferral
☐ 2. Small Quantity Exemption
Indicate Type of Combustion Device(s)

- ☐ 1. Utility Boiler
☐ 2. Industrial Boiler
☐ 3. Industrial Furnace

5. Underground Injection Control

B. Used Oil Recycling Activities

1. Used Oil Fuel Marketer

- ☐ a. Marketer Directs Shipment of Used Oil to Off-Specification Burner
☐ b. Marketer Who First Claims the Used Oil Meets the Specifications

2. Used Oil Burner - Indicate Type(s) of Combustion Device(s)

- ☐ a. Utility Boiler
☐ b. Industrial Boiler
☐ c. Industrial Furnace

3. Used Oil Transporter - Indicate Type(s) of Activity(ies)

- ☐ a. Transporter
☐ b. Transfer Facility

4. Used Oil Processor/Re-refiner - Indicate Type(s) of Activity(ies)

- ☐ a. Process
☐ b. Re-refine

IX. Description of Hazardous Wastes (Use additional sheets if necessary)

A. Characteristics of Nonlisted Hazardous Wastes. (Mark 'X' in the boxes corresponding to the characteristics of nonlisted hazardous wastes your installation handles; See 40 CFR Parts 261.20 - 261.24)

1. Ignitable (D001)



2. Corrosive (D002)



3. Reactive (D003)



4. Toxicity Characteristic (List specific EPA hazardous waste number(s) for the Toxicity characteristic contaminant(s))



0006

B. Listed Hazardous Wastes. (See 40 CFR 261.31 - 33; See instructions if you need to list more than 12 waste codes.)

1
0002
7

2
0220
8

3
0159
9

4
0239
10

5
11

6
12

C. Other Wastes. (State or other wastes requiring a handler to have an I.D. number; See instructions.)

1

2

3

4

5

6

X. Certification

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Signature

Name and Official Title (Type or print)

Sr. Process Engineer

Date Signed

Aug 13 1996

XI. Comments

Note: Mail completed form to the appropriate EPA Regional or State Office. (See Section III of the booklet for addresses.)